

AUG 11 2005

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|--|------------------------|-------------------|--|
| <b>Request<br/>For<br/>Continued Examination (RCE)<br/>Transmittal</b><br>Address to:<br>Mail Stop RCE<br>Commissioner for Patents<br>P.O. Box 1450<br>Alexandria, VA 22313-1450 | Application Number     | 09/735401         |  |
|  | Filing Date            | December 12, 2000 |  |
|  | First Names Inventor   | Eckhard Alt       |  |
|  | Art Unit               | 3731              |  |
|  | Examiner Name          | Michael H. Thaler |  |
|  | Attorney Docket Number | S63.2N-11056-US03 |  |

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.**

**Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

1. ☐ Previously submitted. If a final Office Action is outstanding, any amendments filed after the Final Office Action may be considered as a submission even if this box is not checked.

    i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

    ii. ☐ Other \_\_\_\_\_

    b. ☒ Enclosed

        i. ☒ Amendment/Reply (Pages 10)      iii. ☐ Information Disclosure Statement (IDS) (Pages     )

        ii. ☐ Affidavit(s)/ Declaration(s) (Pages     )      iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

    a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

    b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

    a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 22-0350.

        i. ☒ RCE fee required under 37 CFR 1.17(e)

        ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

        iii. ☐ Other \_\_\_\_\_

    b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

    c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

|                   |                        |                                   |                 |
|-------------------|------------------------|-----------------------------------|-----------------|
| Name (Print/Type) | Brendan C. Babcock     | Registration No. (Attorney/Agent) | 50705           |
| Signature         | <i>Brendan Babcock</i> | Date                              | August 11, 2005 |

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

|                   |                         |
|-------------------|-------------------------|
| Name (Print/Type) | Heidi J. Steuter        |
| Signature         | <i>Heidi J. Steuter</i> |
| Date              | August 11, 2005         |

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